

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Texas



Audible Magic Corporation
(Counterclaim Plaintiff)

Plaintiff(s)

v.

Blue Spike LLC, Blue Spike Inc. and Scott A.
Moskowitz
(Counterclaim Defendants)

Defendant(s)

Civil Action No. 6:12-cv-499

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Scott A. Moskowitz
411 N. New River Drive East, Apt. 2204
Fort Lauderdale, FL 33301

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Eric H. Findlay
FINDLAY CRAFT, LLP
6760 Old Jacksonville Hwy, Suite 101
Tyler, TX 75703

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

David Malan

Signature of Clerk or Deputy Clerk

Date: 7/16/13

